

Suggested basis for an amendment to Ct. 93-109 and its associated regulations 38a-477:

The TIN number in box 25 of the regulations 38a-109 pursuant to Ct. 93-109 be eliminated as a requirement for a clean claim and that the TIN number be given to the health insurance provider but be computer cross-checked in their respective 1099 departments, ~~USING THE PIN # IN BOX 33.~~

MEMORANDUM

To: Senator Judith Freedman, Senator George Gunther
From: Morgan O'Brien, Legal Counsel
Re: CMS-1500
Date: March 15, 2006

Public Act 93-109, set forth in full below, provided for the optional use of a federal claim form then designated Health Care Financing Administration Fifteen Hundred by non-institutional health care providers. Although the language providing for use of the form is mandatory ("shall submit"), the act allowed agreements by third-party payers and providers to vary its requirements.

Item number 25 of the form (currently CMS-1500) requires the entry of the provider's Social Security Number or Employer Identification Number.

I believe that in non-Medicaid, Non-Medicare claims the use of an identifier other than the SSN or EIN could be used. The numbers are needed by insurers for tax reporting purposes, but can be maintained in-house rather than repeatedly entered on every claim.

Public Act 93-109 follows:

(NEW) (a) Except where there is an agreement to the contrary between a third-party payer and the health care provider, as defined in section 19a-17b of the general statutes, all health care providers shall submit all third-party claims for payment on the current standard Health Care Financing Administration Fifteen Hundred (HCFA1500) health insurance claim form or its successor, or in the case of a hospital or other health care institution, a UB-82 or its successor, or in accordance with other forms which may be prescribed by the insurance commissioner.

(b) The commissioner may adopt regulations in accordance with the provisions of chapter 54 of the general statutes to implement the provisions of subsection (a) of this act.



DEPARTMENT OF HEALTH & HUMAN SERVICES

Centers for Medicare & Medicaid Services

FEB 16 2007

Administrator
Washington, DC 20201

REGARDING: S.B. 256 BY
STATE SENATOR JUDITH FREEDMAN

Michael D. Maves, M.D., M.B.A.
Executive Vice President, CEO
American Medical Association
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FEB 23 2007

MICHAEL D. MAVES, MD, MBA
EXECUTIVE VICE PRESIDENT

Dear Dr. Maves:

Thank you for your letter regarding the Centers for Medicare & Medicaid Services' (CMS) Internet Only Manual.

Section 100-04 of this manual requires a physician's Social Security Number (SSN) in box 25 of the CMS-1500 paper claim form for processing Medigap claims. CMS will be using information from the Medigap beneficiary eligibility file and Medigap insurer information received on the claim to process crossover claims.

You are correct that the SSN submitted in Item 25 (Federal Tax I.D. Number) of the CMS-1500 is not necessary to effectuate the crossover of a Medicare paid claim to a Medigap insurer in situations where: (1) the Medigap insurer has submitted an eligibility file; or (2) the Medigap insurer information is submitted on the claim.

Therefore, CMS is in the process of revising the Medicare Internet Only Manual, section 100-04, to remove the instruction requiring the SSN to be present on the CMS-1500 form. The effective date of the revised instruction is April 1, 2007.

We appreciate your efforts to improve our work with the Medicare program.

Sincerely,

Leslie V. Norwalk, Esq.
Acting Administrator

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FEB 28 2007

RICHARD A. DEEM
SENIOR VICE PRESIDENT

Subj: **Removing all TIN requirements in box 25 of 1500 form**
Date: 3/20/2007 3:25:55 PM Eastern Standard Time
From: Mari.Johnson@ama-assn.org
To: Robert7912@aol.com
CC: mkatz@csms.org

Dr. Fand – Per our conversation, Medicare has told me today that they are removing the requirement for use of any Taxpayer ID number (TIN) in box #25 of the CMS 1500 form. This includes both the Social Security number as well as the only other identifier listed in the Medicare instructions which is the Employer ID number. These changes are expected to go into effect in April. I will send you the revised Medicare instructions just as soon as they become available.

Mari

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